VIA COURIER

IN THE MATTER OF the Motor Vehicle Dealers Act, 2002, S.O. 2002, Chapter 30, Schedule B and Regulations, as amended

- and -

IN THE MATTER OF the registration of GTA AUTOPOWER INC.

- and -

IN THE MATTER OF the registration of FAISAL AL-JADIR

TO: GTA Autopower Inc.
1000 Dundas St E, Unit 17
Mississauga, ON L4Y 2B8

Faisal Al-Jadir
[redacted]

NOTICE OF PROPOSAL TO REVOKE REGISTRATION

Take notice that pursuant to Section 9 of the *Motor Vehicle Dealers Act, 2002* (the "Act") the Registrar is proposing to revoke the registration of GTA AUTOPOWER INC. as a motor vehicle dealer under the Act, and to revoke the registration of FAISAL AL-JADIR as a motor vehicle salesperson under the Act.

REASONS

The intention and objective of the Act is to protect the public interest. In doing so, the Act prohibits the making of false statements in an application for registration or renewal and requires that Registrants be financially responsible in the conduct of business and that they carry on business in accordance with the law and with integrity and honesty. FAISAL AL-JADIR's past conduct is inconsistent with the intention and objective of the Act, and therefore warrants his, as well as GTA AUTOPOWER INC. disentitlement to registration under the Act.

PARTICULARS

The reasons for this proposal are:

BACKGROUND

1. GTA Autopower Inc. ("the Dealer") has been registered as a motor vehicle dealer under the Act since on or about July 28, 2023.

2. Faisal Al-Jadir (“Al-Jadir”) was first registered as a motor vehicle salesperson under the Act on or about March 2, 2023. Since then, he has been registered as a salesperson for the Dealer.

3. At all material times, Al-Jadir has been the sole director and the person in charge of the day-to-day activities of the Dealer, and the individual responsible for ensuring compliance with the Act and its carrying on of business in accordance with law and with integrity and honesty.

PAST CONDUCT

Non-compliant vehicle trades

4. On or about May 14, 2024, Al-Jadir on behalf of the Dealer, sold a 2014 Ford Escape White (VIN ***A79817) to a consumer. Al-Jadir failed to disclose that the vehicle had previously incurred in accident with estimate cost of repair of $7,097 and had been declared an insurance total loss. This is contrary to sections 42(19) and 42(21) of Ontario Regulation 333/08.

5. On or about May 22, 2024, Al-Jadir on behalf of the Dealer, sold a 2015 Nissan Rogue Black (VIN ***876684) to a consumer. Al-Jadir failed to disclose that the vehicle had previously incurred in accident with estimate cost of repair exceeded $3,000 and had been declared an insurance total loss. This is contrary to sections 42(19) and 42(21) of Ontario Regulation 333/08.

6. On or about May 17, 2024, Al-Jadir on behalf of the Dealer, sold a 2015 Ford Escape Red (VIN ***C18045) to a consumer. Al-Jadir failed to disclose that the vehicle had previously incurred in accident with estimate cost of repair of $11,784 and had been declared an insurance total loss. This is contrary to sections 42(19) and 42(21) of Ontario Regulation 333/08.

7. On or about July 10, 2024, Al-Jadir on behalf of the Dealer, sold a 2016 Mazda X3T White (VIN*** 105511) to a consumer. Al-Jadir failed to disclose that the vehicle had previously incurred in accident with estimate cost of repair of $16,079 and had been declared an insurance total loss. This is contrary to sections 42(19) and 42(21) of Ontario Regulation 333/08.

8. On or about June 27, 2024, Al-Jadir on behalf of the Dealer, sold a 2016 Jeep Cherokee Grey (VIN*** 288650) to a consumer. Al-Jadir failed to disclose that the vehicle had previously incurred in accident with estimate cost of repair cost of repair exceeded $3,000 and had been declared an insurance total loss. This is contrary to sections 42(19) and 42(21) of Ontario Regulation 333/08.

9. On or about July 19, 2024, Al-Jadir on behalf of the Dealer, sold a 2016 Chevrolet Equinox Black (VIN ***297543) to a consumer. Al-Jadir failed to disclose that the vehicle had previously incurred in accident with estimate cost of repair of $9,315 and $8,773 and had been declared an insurance total loss. This is contrary to sections 42(19) and 42(21) of Ontario Regulation 333/08.

Unfair Practice

10. On or about March 5, 2024, Al-Jadir on behalf of the Dealer sold a 2012 Hyundai Elantra (VIN ***071726) to a consumer. At the time of purchase, Al-Jadir misrepresented the vehicle to the consumer describing it as being in excellent condition except requiring brake pads.

11. Since the purchase, the consumer encountered several vehicle issues and decided to take it to a certified motor vehicle inspection to be examined on May 15, 2024. The mechanic indicated that the vehicle failed a safety check due to various vehicle conditions, including a significant oil leak.

12. Al-Jadir and the Dealer engaged in unfair practices by making false, misleading and/or deceptive representations in relation to the trade of 2012 Hyundai Elantra (VIN ***071726, contrary to section 14 of the *Consumer Protection Act* ("CPA").

Trading "Off-Premises"

13. The Dealer's registered premises were located at 4450 Ontario St, Unit #B144, Beamsville, ON.

14. On or about June 25, 2024, Al-Jadir submitted a business change location application. The application was approved effective on July 3, 2024, for the Dealer to operate at 1000 Dundas Street East Unit 17 Mississauga, ON.

15. Before July 3, 2024, the Dealer traded the motor vehicles listed below at the 1000 Dundas Street East location:

    a. 2012 Hyundai Elantra Bronze (VIN ***071726) – Trade occurred on or about March 5, 2024.
    b. 2015 Chevrolet Equinox Grey (VIN ***340654) – Trade occurred on or about May 1, 2024.
    c. 2014 Ford Escape White (VIN ***A79817) - Trade occurred on or about May 14, 2024.
    d. 2015 Ford Escape Red (VIN ***C18045) – Trade occurred on or about May 17, 2024.
    e. 2015 Nissan Rogue Black (VIN ***876684) – Trade occurred on or about May 22, 2024.
    f. 2016 Jeep Cherokee Grey (VIN *** 288650) – Trade occurred on or about June 27, 2024.

16. By trading at a location other than the place authorized by the Dealer's registration under the Act, the Dealer contravened section 28(4) of Ontario Regulation 333/08, committed an offence under section 32(c) of the Act.

Obstructing a Search Warrant

17. On or about September 10, 2024, OMVIC investigators executed a search warrant at the premises of the Dealer. The search warrant was endorsed to seize eight deal files, a garage registry, and other documents related to the ongoing investigation.

18. At the time of the warrant's execution, Al-Jadir was requested to provide the Dealer's garage registry, which was named in the search warrant. Al-Jadir failed to comply with this request.

19. The investigators reiterated their request for access to the garage registry several times. Al-Jadir remained silent and provided no explanation for his refusal to produce the documents.

20. By withholding and refusing to comply with the request to produce the garage registry as authorized and named in the search warrant, Al-Jadir violated Section 19(9) of the Act.

Furnished information

21. On and between September 23, 2024, and November 12, 2024, OMVIC investigator reinterviewed four consumers to review the bill of sale obtained during the execution of the search warrant, related to the vehicles they purchased from the Dealer.

22. The seized bill of sale for the 2014 Ford Escape White (VIN ***A79817) contained false information. The consumer indicated during the interview that he has never seen or discussed the information regarding car damage written on the bill of sale in the comment section at the time he signed the document.

23. The seized bill of sale for the 2015 Nissan Rogue Black (VIN ***876684) contained false information. The consumer stated that the signature on it was not hers and that additional information had been added to the document that was never discussed during the sale transaction.

24. The seized bill of sale of the 2016 Mazda X3T White (VIN ***105511) contained false information. The consumer did not recognize that version of the bill of sale and stated that the signature on it was not his.

25. The seized bill of sale of the 2016 Chevrolet Equinox Black (VIN ***297543) contained false information. The consumer stated that the signature on it was not his and that information had been added to the document that was never discussed during the sale transaction.

26. Al-Jadir, on behalf of the Dealer, thereby falsified and furnished false information with respect to four bills of sales, contrary to sections 26 and 27 of the Act.

27. The conducted particularized in paragraphs 4-26, resulted in charges laid before the Provincial court. Those charges are currently pending.

GENERALLY

28. Al-Jadir past conduct affords reasonable grounds for belief that he will not carry on business in accordance with law and with integrity and honesty. He is therefore disentitled to registration pursuant to section 6(1)(a)(ii) of the Act.

29. As a director of the Dealer, Al-Jadir's past conduct affords reasonable grounds for belief that GTA Autopower's business will not be carried on in accordance with the law and with integrity and honesty. It is therefore disentitled to registration pursuant to section 6(1)(d)(iii) of the Act.

RIGHT TO A HEARING

Section 9(2) of the Act provides that an Applicant/Registrant is entitled to a hearing by the Licence Appeal Tribunal in respect of this proposal, if **WITHIN 15 DAYS** after service of this proposal, the Applicant/Registrant mails or delivers a written request for a hearing, to the following parties:

Licence Appeal Tribunal
Tribunals Ontario
General Services
15 Grosvenor Street, Ground Floor
Toronto, ON M7A 2G6
Email: LATRegistrar@ontario.ca

- AND TO -

Ontario Motor Vehicle Industry Council (OMVIC)
Registrar, *Motor Vehicle Dealers Act, 2002*
65 Overlea Blvd., Suite 300
Toronto, ON M4H 1P1
Email: Legal_Dept@omvic.on.ca

Note that Section 9(4) of the Act provides that where the Applicant/Registrant does not require a hearing by the Tribunal in accordance with subsection 9(2), the Registrar may carry out the proposal to refuse/revoke/suspend the registration, without further notice to you.

Section 9(5) of the Act provides that where an Applicant/Registrant requires a hearing, the Tribunal shall schedule a hearing. At that time, the Tribunal may order the Registrar to carry out, or refrain from carrying out this proposal, or may order that the Registrar take such action as the Tribunal considers appropriate, in accordance with the Act and the regulations.

Section 9 (5) of the Act provides that the Tribunal may attach such terms and conditions to its Order or to the registration, as it considers proper to give effect to the purposes of the Act.

APPLICATION OF THE *STATUTORY POWERS PROCEDURE ACT*

The *Statutory Powers Procedure Act*, R.S.O. 1990, Chapter S.22, as amended, applies to the hearing to be held by this Tribunal. A party to a proceeding may be represented by counsel or an agent.

The Registrar states that the good character, propriety of conduct or competence of the Applicant/Registrant shall be an issue in any hearing before the Tribunal and the Registrar has, therefore, furnished herein reasonable information of allegations with respect thereto.

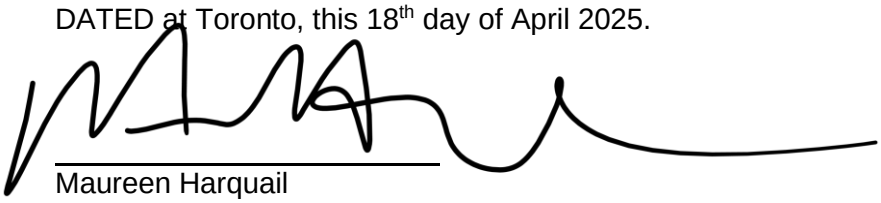
APPLICATION OF THE COMMON RULES OF PRACTICE AND PROCEDURE FOR THE LICENCE APPEAL TRIBUNAL, ANIMAL CARE REVIEW BOARD, and FIRE SAFETY COMMISSION

This is to serve as notice that the Registrar shall make application for its costs pursuant to Rule 19 of the Common Rules of Practice.

FURTHER PARTICULARS/SUPPLEMENTAL NOTICE

The Registrar may provide further and other particulars in respect of any other matters herein or in respect to any other matter including further grounds for refusal/revocation/suspension of registration.

DATED at Toronto, this 18th day of April 2025.



Maureen Harquail
Registrar
Motor Vehicle Dealers Act, 2002